


Case Clip(s) Detailed Report
 Tuesday, November 10, 2009, 5:46:44 PM

Fair Isaac v Experian et al

 **Carroll, Peter (Vol. 01) - 04/08/2008**

1 CLIP (RUNNING 00:23:31.307)

 Do you know if it went to the credit ...

CARROLL **74 SEGMENTS (RUNNING 00:23:31.307)**



1. PAGE 6:17 TO 6:23 (RUNNING 00:00:14.733)

17 Q. Please state your name.
 18 A. Peter Carroll.
 19 Q. Mr. Carroll, where do you reside?
 20 A. New York City.
 21 Q. By whom are you employed?
 22 A. A company that today is called Oliver
 23 Wyman Financial Services.

2. PAGE 7:04 TO 7:06 (RUNNING 00:00:06.600)

04 Q. Put it this way: Oliver Wyman was
 05 formerly known as Mercer Oliver Wyman?
 06 A. Correct.

3. PAGE 8:08 TO 8:17 (RUNNING 00:00:17.867)

08 You worked for Mercer Oliver Wyman back
 09 in 2005, correct?
 10 A. Correct.
 11 Q. That entity is known as Oliver Wyman now?
 12 A. Correct.
 13 Q. If I refer to it as Oliver Wyman during
 14 this deposition, will you understand that I am
 15 referring to the entity you used to work for and
 16 now still do under a different name?
 17 A. Yes, I will.

4. PAGE 22:14 TO 22:16 (RUNNING 00:00:06.200)

14 Q. Oliver Wyman was hired as a paid
 15 consultant by those three credit bureaus, weren't
 16 they?

5. PAGE 22:18 TO 23:05 (RUNNING 00:00:27.967)

18 A. Yes.
 19 Q. And do you understand, if I use the
 20 term "credit bureaus" or "credit reporting
 21 agencies," you understand those terms to be
 22 synonymous?
 23 A. Yes.
 24 Q. And you understand that I am referring
 25 to Experian, TransUnion and Equifax?
 00023:01
 02 A. Yes.
 03 Q. And you used similar terms back in 2005
 04 to describe those three entities, right?
 05 A. Yes.

6. PAGE 25:02 TO 25:04 (RUNNING 00:00:06.633)

02 Q. How much was Oliver Wyman paid by the
 03 credit bureaus for the work that was done back in
 04 2005?

7. PAGE 25:09 TO 25:12 (RUNNING 00:00:12.167)

09 A. My recollection was that we were paid

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10 somewhere between \$800,000 and a million dollars
 11 inclusive of what we would call professional fees
 12 and expenses.

8. PAGE 41:03 TO 41:05 (RUNNING 00:00:09.300)

03 Q. Can you tell me how it was that the
 04 credit bureaus first came to Mercer Oliver Wyman
 05 to discuss hiring you folks for this project?

9. PAGE 41:11 TO 41:19 (RUNNING 00:00:23.100)

11 A. I think the first contact was between
 12 Kerry Williams of Experian and John Drzik of
 13 Oliver Wyman.
 14 Q. And why do you think that was the first
 15 contact?
 16 A. I have some recollection that that was
 17 explained to me.
 18 Q. By Mr. Drzik?
 19 A. Either by Mr. Drzik or by Mr. McIntyre.

10. PAGE 42:10 TO 42:16 (RUNNING 00:00:13.434)

10 You understood that Kerry Williams from
 11 Experian contacted your organization to begin
 12 this thing, correct?
 13 A. Correct.
 14 Q. And who was that contact with?
 15 A. I think it was between Kerry and John
 16 Drzik.

11. PAGE 49:09 TO 49:10 (RUNNING 00:00:05.033)

09 Q. Mr. Carroll, I have handed you now
 10 what's been marked as Plaintiffs' Exhibit 22.

12. PAGE 49:14 TO 49:17 (RUNNING 00:00:11.233)

14 Do you see that that is a document that
 15 has a production number in the corner? Do you
 16 see that MOW-FICO and then a numerical figure?
 17 A. Yes.

13. PAGE 50:06 TO 51:08 (RUNNING 00:01:01.800)

06 Q. And if you look over, it is actually an
 07 MOWdoc from your computer file; isn't it, sir?
 08 Do you see that?
 09 A. Yes.
 10 Q. You recognize this Plaintiffs' Exhibit
 11 22 to be a document that Mercer Oliver Wyman put
 12 together shortly before November 16, 2005,
 13 correct?
 14 A. Yes.
 15 Q. Were you the primary author of this
 16 document?
 17 A. No.
 18 Q. Who was?
 19 A. Probably Piyush Tania.
 20 Q. What was Mr. Tania's role generally
 21 for this project for the credit bureaus?
 22 A. He was, from the Oliver Wyman side, he
 23 was the project leader.
 24 Q. What was your role then, sir?
 25 A. I was the project overseer.

00051:01
 02 Q. Can you distinguish between project
 03 leader and overseer for me?

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04 A. The leader was going to spend more
 05 time, a higher percentage of his time.
 06 Q. Is it fair to say Mr. Tantia, then, was
 07 the day-to-day contact with the credit bureaus;
 08 is that what you are trying to describe to me?

14. PAGE 51:11 TO 51:11 (RUNNING 00:00:01.166)

11 A. Yes.

15. PAGE 51:16 TO 51:18 (RUNNING 00:00:08.267)

16 Q. How often were you there generally on
 17 site?
 18 A. Probably once every two weeks.

16. PAGE 52:18 TO 53:03 (RUNNING 00:00:30.633)

18 Q. Do you understand that this document
 19 was given to any of the credit bureaus?
 20 A. It was given to the members of the team.
 21 Q. Which included members from all three
 22 credit bureaus, correct?
 23 A. Yes. Though I'm not sure, you know,
 24 what their status was, whether they were
 25 technically employees of the bureaus or employees
 00053:01
 02 of Vantage, but what we would think of as people
 03 from the bureaus.

17. PAGE 53:07 TO 53:12 (RUNNING 00:00:08.900)

07 Q. You weren't hired by VantageScore
 08 Solutions to do this work, were you?
 09 A. I don't think so, no.
 10 Q. You were hired by the three credit
 11 bureaus, correct?
 12 A. I think so, yes.

18. PAGE 53:14 TO 53:16 (RUNNING 00:00:08.833)

14 And so this Plaintiffs' Exhibit 22, to
 15 your understanding, was being given to the
 16 individual credit bureaus, correct?

19. PAGE 53:19 TO 53:21 (RUNNING 00:00:06.100)

19 Q. I am asking for your understanding.
 20 A. To the members of the team who were
 21 from the three bureaus, yes.

20. PAGE 53:22 TO 53:24 (RUNNING 00:00:06.700)

22 Q. Do you know if it went to the credit
 23 bureaus' lawyers, do you know?
 24 A. I don't know.

21. PAGE 77:19 TO 77:23 (RUNNING 00:00:08.766)

19 Mr. Tantia is saying that you've got a
 20 benefit to tell clients that you managed the
 21 project to build a FICO replacement.
 22 Do you see that language?
 23 A. I do.

22. PAGE 78:02 TO 78:04 (RUNNING 00:00:07.033)

02 Q. You understood the FICO replacement to
 03 refer to what would become known as VantageScore,
 04 correct?

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23. PAGE 78:07 TO 78:07 (RUNNING 00:00:02.567)

07 A. Yes.

24. PAGE 78:12 TO 78:23 (RUNNING 00:00:34.400)

12 Q. Sir, did you in fact engage in
 13 marketing discussions with the credit bureaus
 14 during the course of your work for them on this
 15 project?

16 A. No.

17 Q. Did you at any time engage in marketing
 18 discussions with the credit bureaus about
 19 VantageScore or any of its predecessor names?

20 A. No.

21 Q. Do you have any knowledge of anyone
 22 from Mercer having such discussions?

23 A. No.

25. PAGE 110:05 TO 110:12 (RUNNING 00:00:21.700)

05 Q. I'm not asking you whether it was
 06 highly effective, okay? We will get into that a
 07 little later.

08 I want to know, when you finished your
 09 work on behalf of Mercer Oliver Wyman, did you
 10 understand that the credit bureaus had in fact
 11 determined to come out and market a new credit
 12 scoring model --

26. PAGE 110:14 TO 110:15 (RUNNING 00:00:03.100)

14 Q. -- or did that take place after the
 15 conclusion of your work?

27. PAGE 110:18 TO 110:20 (RUNNING 00:00:08.967)

18 A. My recollection is that that decision
 19 was either made later or if it had already been
 20 made, I was not aware of that.

28. PAGE 135:16 TO 136:06 (RUNNING 00:00:19.500)

16 (Plaintiffs' Exhibit 31, documents
 17 bearing production Nos. MOW-FICO-00001598
 18 through MOW-FICO-00001600, marked for
 19 identification, as of this date.)

20 Q. Mr. Carroll, I am handing you what's
 21 been marked as Plaintiffs' Exhibit 31, correct?

22 A. Yes.

23 Q. This is a document that came from
 24 Mercer's files, correct?

25 A. Yes.

00136:01

02 Q. Is this a document that you reviewed
 03 yesterday with the various credit bureau lawyers
 04 and your lawyer?

05 A. Yes.

06 Q. What did they ask you about it?

29. PAGE 136:09 TO 136:21 (RUNNING 00:00:36.167)

09 A. If I wrote it, if I recognized it, if I
 10 wrote it and when I wrote it.

11 Q. And what did you tell them?

12 A. I didn't initially recall it, but I
 13 then, upon rereading it, I concluded that I
 14 indeed wrote it and I wrote it, I think it was
 15 referenced in an e-mail, so I wrote it in sort of
 16 early to mid-March of 2005.

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17 Q. Did they show you the e-mail -- did
 18 these lawyers from the credit bureaus show you
 19 the e-mail where it was referenced yesterday as
 20 well?

21 A. I believe so.

30. PAGE 136:23 TO 137:02 (RUNNING 00:00:07.633)

23 Q. And so the document, the e-mail that
 24 they showed you refreshed your recollection that
 25 you, in fact, were the author of Exhibit 31,
 00137:01
 02 correct?

31. PAGE 137:04 TO 137:22 (RUNNING 00:01:21.267)

04 A. And in particular the timing of when it
 05 was written, yes.
 06 Q. What else did they ask you about this
 07 document?
 08 A. There were some specific questions
 09 around items like where we learned of the \$160
 10 million number in section 1 and what had
 11 motivated in my own mind what I wrote in section 2.
 12 Q. What did you tell them?
 13 A. I told them broadly that this is a
 14 document that I prepared as an internal Oliver
 15 Wyman document for discussion with colleagues,
 16 primarily Mike Poulos and Alan McIntyre, and that
 17 its underpinnings were a mixture of what I had
 18 been told thus far about what Experian or other
 19 credit bureaus had in mind but my own speculation
 20 about what the business issue might really be or
 21 might -- how we would characterize the business
 22 issue.

32. PAGE 138:18 TO 139:03 (RUNNING 00:00:13.867)

18 Q. Let's take it from the top.
 19 Looking at Exhibit 31, sir, are you the
 20 author of this document?
 21 A. Yes.
 22 Q. Was it made while you were an employee
 23 of Mercer Oliver Wyman?
 24 A. Yes.
 25 Q. Was it part of your regular job to
 00139:01
 02 create documents like this?
 03 A. Yes.

33. PAGE 139:06 TO 139:10 (RUNNING 00:00:11.033)

06 Q. Excuse me, you said yes?
 07 A. I did.
 08 Q. You made this document based upon the
 09 proposed assignment as you understood it at that
 10 time, correct, sir?

34. PAGE 139:13 TO 139:19 (RUNNING 00:00:19.167)

13 A. I created this document based in part
 14 on my understanding of what had been specifically
 15 outlined or requested and I supplemented that
 16 with my own speculation about what the business
 17 issue might be.
 18 Q. Sure, but you made the document --
 19 A. Yes.

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Fair Isaac v Experian et al**35. PAGE 143:20 TO 144:03 (RUNNING 00:00:25.900)**

20 Q. And based upon what you had been
 21 informed either by Mr. Drzik or Mr. McIntyre,
 22 that is what led you to begin authoring this
 23 document, correct?
 24 A. Well, as I said before, this document
 25 is based partly on that and partly on my own
 00144:01 speculation about what the full scope of the
 02 issue might be.
 03

36. PAGE 144:19 TO 145:19 (RUNNING 00:00:44.867)

19 (Plaintiffs' Exhibit 32, documents
 20 bearing production Nos. MOW-FICO-00001040
 21 through MOW-FICO-00001043, marked for
 22 identification, as of this date.)
 23 Q. Handing you what's been marked as
 24 Exhibit 32, in reference to your last question,
 25 do you see this front cover, it says, "Peter
 00145:01 Carroll's E-Mail Exchanges, Project Trident,
 02 March 7, 2005 through December 21, 2005"?
 03 Do you see that, sir?
 04 A. I do.
 05 Q. And that's a document produced to us by
 06 Mercer, right?
 07 A. Yes.
 08 Q. And just because you asked, on the very
 09 first page, do you see an e-mail to you dated
 10 March 14, 2005 from Michael Poulos?
 11 A. Mm-hm.
 12 Q. Do you see that, sir?
 13 A. Yes, yes.
 14 Q. And you see that there was an
 15 attachment entitled "Triad.doc"?
 16 A. Yes.
 17 Q. And do you believe that that attachment
 18 is in fact Exhibit 31?
 19

37. PAGE 145:22 TO 145:22 (RUNNING 00:00:01.633)

22 A. It certainly seems possible.

38. PAGE 189:23 TO 191:15 (RUNNING 00:01:04.167)

23 Q. Sir, I've handed you what's been marked
 24 as Exhibit 33.
 25 Do you see that?
 00190:01 A. I do.
 02 Q. This is additional e-mails produced to
 03 us from Mercer Oliver Wyman, right?
 04 A. Yes.
 05 Q. And this particular one starts with an
 06 e-mail from Michael Poulos, your colleague,
 07 correct?
 08 A. Yes.
 09 Q. Dated March 18, 2005 to you and to
 10 Mr. McIntyre, right?
 11 A. Yes.
 12 Q. And Mr. Poulos is telling you that he
 13 sees three pieces to the proposal, right?
 14 A. Correct.
 15 Q. That would be the proposal that would
 16 ultimately be given to the credit bureaus, that's
 17 the proposal he's talking about, right?
 18

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19 A. Yes.
 20 Q. The first piece was data analysis work,
 21 right?
 22 A. Yes.
 23 Q. You never did any data analysis work
 24 for the credit bureaus, did you?
 25 A. No.
 00191:01
 02 Q. The second piece was strategy or
 03 tactics around making the business work.
 04 Do you see that, sir?
 05 A. I do.
 06 Q. Did you ever do that for the credit
 07 bureaus?
 08 A. No.
 09 Q. The third point is packaging of
 10 analysis into a proto-pitch document.
 11 Do you see that, sir?
 12 A. I do.
 13 Q. Did you ever do that for any of the
 14 credit bureaus?
 15 A. No, we didn't.

39. PAGE 191:24 TO 192:08 (RUNNING 00:00:22.933)

24 Q. Looking -- continuing to look at this
 25 e-mail of Mr. Poulos, about halfway down do you
 00192:01
 02 see the heading "Strategy/tactics around making
 03 the business work"?
 04 A. Yes.
 05 Q. It says that Kerry, quote, "Said that
 06 they've only had one 90-minute conference call."
 07 Do you see that?
 08 A. I do.

40. PAGE 193:09 TO 193:12 (RUNNING 00:00:14.833)

09 Q. You understood that Mr. Williams had
 10 told someone at Mercer Oliver that he had only
 11 had a 90-minute conference call in relation to
 12 the other credit bureaus, correct?

41. PAGE 193:14 TO 193:19 (RUNNING 00:00:20.533)

14 Q. That's how you understood it?
 15 A. That's how I understand it.
 16 Q. Did they ever tell you, sir, that they
 17 had had -- the credit bureaus had met all day on
 18 February 16th at the Hyatt?
 19 A. Not that I recall, no.

42. PAGE 193:23 TO 194:08 (RUNNING 00:00:23.600)

23 Q. Looking at Exhibit 33, the very first
 24 page, the beginning of this e-mail that we've
 25 been looking at, okay --
 00194:01
 02 A. Yes.
 03 Q. -- Mr. Poulos says they have described
 04 an adequately constrained project scope.
 05 Do you see that, sir?
 06 A. Yes.
 07 Q. Who is the, quote, "they," unquote,
 08 that you understood Mr. Poulos to be referring to?

43. PAGE 194:11 TO 194:20 (RUNNING 00:00:32.933)

11 A. Well, I assume now, looking at it, and

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12 I probably assumed then that the "they" was
 13 either Kerry speaking and/or Kerry representing
 14 the views of the three bureaus.
 15 Q. And that either Kerry, speaking of
 16 Kerry Williams, or Kerry Williams speaking on
 17 behalf of the bureaus, that they were, quote,
 18 only trying to replace the traditional FICO
 19 score, end quote.
 20 Do you see that, sir?

44. PAGE 194:25 TO 195:23 (RUNNING 00:01:05.500)

25 A. Well, I see the words. I can't
 00195:01
 02 remember the real specifics of your question, but
 03 the question in part was -- is that a verbatim
 04 quote of what Kerry said, I don't think that's
 05 probably true, so -- I am sorry, but perhaps you
 06 could just ask the question again.
 07 Q. Sure, I will clarify.
 08 Michael Poulos writes that they are --
 09 and all I was doing was quoting his e-mail --
 10 quote, "only trying to replace the traditional
 11 FICO score," end quote.
 12 That's what he said, right?
 13 A. No. What he said is they described a
 14 constrained project scope and then he is giving
 15 his interpretation of what the scope is.
 16 Q. And he uses the words "only trying to
 17 replace the traditional FICO score," that's the
 18 e-mail he sent you?
 19 A. He uses those words, yes, that's true.
 20 Q. And you know by this time that he has
 21 either spoken to Kerry Williams or its
 22 information being conveyed from John Drzik as to
 23 what Kerry Williams had said, right?

45. PAGE 196:04 TO 196:11 (RUNNING 00:00:33.734)

04 A. Yeah, so he -- he is basing this, what
 05 he wrote, on information that he either got by
 06 talking to Kerry on the phone or by talking, I
 07 suppose, to Drzik or McIntyre, if he did.
 08 Q. If you can turn over to the next page
 09 underneath the heading "Strategy Tactics,"
 10 Mr. Poulos speaks of, quote, "displacing FICO as
 11 the market standard," end quote, correct?

46. PAGE 196:13 TO 196:17 (RUNNING 00:00:16.133)

13 A. I don't see it yet.
 14 Q. The second paragraph under "Strategy
 15 Tactics," do you see Mr. Poulos is describing
 16 displacing FICO as the market standard?
 17 A. Yes.

47. PAGE 197:21 TO 197:24 (RUNNING 00:00:09.500)

21 Are you suggesting that displacing FICO
 22 as the market standard was something that
 23 Mr. Poulos came up with as his own speculation?
 24 A. Easily could have been.

48. PAGE 202:17 TO 202:19 (RUNNING 00:00:15.133)

17 Q. Handing you what has been marked as
 18 Plaintiffs' Exhibit 34, do you see Plaintiffs'
 19 Exhibit 34 is a March 31, 2005 letter from you?

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49. PAGE 202:23 TO 202:23 (RUNNING 00:00:00.900)

23 A. Yes.

50. PAGE 203:02 TO 203:13 (RUNNING 00:00:42.466)

02 Q. And this Exhibit 34 is from you to
 03 Mr. Kerry Williams of Experian, correct?
 04 A. Yes.
 05 Q. And it encloses, if you look, the
 06 attachment, a March 31, 2005, quote, "proposal to
 07 help the three major U.S. credit bureaus to
 08 develop a tri-bureau scorecard," unquote.
 09 A. Yes.
 10 Q. And do you see this document is
 11 produced from Mercer Oliver Wyman's files
 12 consecutively numbered 1382 through 1396?
 13 A. Yes.

51. PAGE 203:17 TO 203:19 (RUNNING 00:00:10.300)

17 Q. Do you recognize the handwriting that
 18 appears on the attached proposal, for instance,
 19 page 1389?

52. PAGE 203:20 TO 203:20 (RUNNING 00:00:03.233)

20 A. No. It's not mine.

53. PAGE 203:24 TO 204:07 (RUNNING 00:00:22.000)

24 Q. Does that lead you to believe it in
 25 fact was sent out to Kerry Williams?
 00204:01
 02 A. It -- well, a document was sent out.
 03 Whether this was the final version or not is, you
 04 know, at issue because it seems to have some
 05 proposed edits on it which are not in my
 06 handwriting, so there may have been another
 07 version.

54. PAGE 207:09 TO 207:12 (RUNNING 00:00:13.666)

09 Could you turn, sir, to page 1387.
 10 By the way, are you the author of this
 11 document?
 12 A. Yes, substantially.

55. PAGE 207:14 TO 208:06 (RUNNING 00:00:25.300)

14 Looking at page 1387, do you see the
 15 heading "Calibrate to FICO"?
 16 A. Yes.
 17 Q. Those are words you used, right?
 18 A. Yes.
 19 Q. And it says, quote, "The TBS score" --
 20 Do you see that, sir?
 21 A. I do.
 22 Q. That's the tri-bureau score that you
 23 are talking about, right?
 24 A. Yes.
 25 Q. -- "would only conform to the current
 00208:01
 02 FICO range by accident."
 03 A. Yes.
 04 Q. Those are the words you chose to use,
 05 correct, sir?
 06 A. Correct.

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56. PAGE 208:16 TO 209:02 (RUNNING 00:00:51.134)

16 Q. What did you mean when you said the TBS
17 score would only conform to the current FICO
18 range by accident?
19 A. What I meant was that the score, when
20 it was constructed and built, would output a
21 range of numbers. It could be in different forms
22 but the chance that if you built it in isolation
23 that the numbers used to describe the range would
24 exactly correspond to those that define the
25 classic FICO score range, you know, would be very
00209:01
02 remote and therefore by accident.

57. PAGE 211:16 TO 211:20 (RUNNING 00:00:10.334)

16 Q. Do you see there's a reference in the
17 handwriting, it says, dash, "mutually defined by
18 team."
19 Do you see those words?
20 A. I do.

58. PAGE 211:25 TO 212:08 (RUNNING 00:00:13.167)

25 Q. And it says, "One company prohibited
00212:01
02 from directly calibrating to FICO."
03 Is that how you interpret that
04 handwriting?
05 A. Yes.
06 Q. Do you have an understanding of what
07 that means?
08 A. No.

59. PAGE 220:21 TO 220:23 (RUNNING 00:00:09.793)

21 Q. And it was certainly agreed that the
22 references to FICO or Fair Isaac should be
23 deleted, correct?

60. PAGE 221:02 TO 221:05 (RUNNING 00:00:15.380)

02 A. I think that -- yeah, the standard
03 feeling was that this was about what would become
04 Vantage, it wasn't about Fair Isaac or any
05 industry reference by name.

61. PAGE 221:24 TO 222:03 (RUNNING 00:00:05.567)

24 Sir, you sent out a proposal that had
25 numerous references to FICO and Fair Isaac,
00222:01
02 correct?
03 A. Correct.

62. PAGE 222:13 TO 222:17 (RUNNING 00:00:11.067)

13 Q. Is it your recollection that TransUnion
14 recommended deleting those references to Fair
15 Isaac and FICO in your proposal?
16 A. TransUnion and the other two bureaus,
17 yes.

63. PAGE 225:05 TO 225:06 (RUNNING 00:00:04.667)

05 Q. Would you turn to page 69140.
06 A. Yes.

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Fair Isaac v Experian et al**64. PAGE 225:12 TO 226:09 (RUNNING 00:00:48.300)**

12 Q. And Experian is -- this is under the
13 heading, quote, "Predict What," unquote, right?

14 A. Yes, yes.

15 Q. And that's a section that you wrote
16 talking about what this tri-bureau score was
17 exactly going to try to predict, right?

18 A. Yes.

19 Q. And Experian, you're saying there are
20 theoretical issues with predicting default as
21 default is an outcome driven by lenders'
22 inconsistency --

23 A. Inconsistently.

24 Q. -- inconsistently, thank you, as
25 opposed to severe delinquency, which is a

00226:01
02 function of consumer behavior; that's the first
03 line Experian says, right?

04 A. Yes.

05 Q. And then they say, "Simplify wording,
06 mirror FICO for ease of adoption as agreed by
07 team."

08 Do you see that, sir?

09 A. Yes.

65. PAGE 226:10 TO 226:16 (RUNNING 00:00:24.800)

10 Q. What did you understand "mirror FICO
11 for ease of adoption" to mean?

12 A. Given the context, it would appear to
13 mean opt for a dependent variable which is not a
14 default event but a serious delinquency event of
15 some kind: 60 days, 90 days, 120 days or some
16 such.

66. PAGE 227:19 TO 227:23 (RUNNING 00:00:15.367)

19 Q. I'm just asking you how you interpreted
20 then this "for ease of adoption."

21 Did you understand that Experian was
22 saying that FICO should be mirrored so that it
23 would be more easily adopted in the marketplace?

67. PAGE 228:05 TO 228:09 (RUNNING 00:00:15.200)

05 A. In the context of what I remember from
06 the discussion of this document and its edits, I
07 don't remember any specific discussion about that
08 line, and so I think your question becomes what
09 would I now think it was.

68. PAGE 228:24 TO 229:04 (RUNNING 00:00:09.166)

24 Q. Do you see right under it the reference
25 or suggestion from TransUnion?

00229:01

02 A. Yes.

03 Q. They wanted to remove the FICO
04 reference, right?

69. PAGE 229:08 TO 229:13 (RUNNING 00:00:12.834)

08 A. Well, it says, "remove FICO reference,"
09 so yes.

10 Q. So Experian said mirror FICO for ease
11 of adoption and TransUnion was saying remove the
12 FICO reference on this point; is that right?

13 A. Correct.

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70. PAGE 233:02 TO 233:04 (RUNNING 00:00:08.900)

02 Q. Calibrated to the current industry
 03 model meant FICO, as you understood those folks
 04 were using the term, correct?

71. PAGE 233:06 TO 233:06 (RUNNING 00:00:00.800)

06 A. No.

72. PAGE 285:24 TO 286:13 (RUNNING 00:00:37.700)

24 I hand you what has been marked as
 25 Exhibit 42.
 00286:01
 02 Do you see that that's a document
 03 produced by Equifax FICO -- I am sorry, do you
 04 see it was a document produced by Equifax, by
 05 looking at the production number?
 06 A. Yes.
 07 Q. In fact, sir, are you the author of the
 08 Trident methodology document in part?
 09 A. Not me personally.
 10 Q. Do you know who was?
 11 A. This was probably, again, a combination
 12 of Piyush Tantia and David Goldberg. It says MOW
 13 document.

73. PAGE 304:18 TO 304:20 (RUNNING 00:00:08.767)

18 Q. I would like to turn your attention
 19 back to Plaintiffs' Exhibit 31, which is the
 20 operation Triad document.

74. PAGE 305:08 TO 305:18 (RUNNING 00:00:37.267)

08 Q. Mr. Carroll, can you just describe what
 09 this document is?
 10 A. Yes. It's a what I would call a
 11 thought piece or a memo, slash, thought piece
 12 that I created to prompt a discussion about what
 13 we understood the situation and request from
 14 Experian to be and that conversation was with
 15 Michael Poulos and Alan McIntyre.
 16 Q. Was this document ever sent to the
 17 credit bureaus?
 18 A. I certainly don't think it was.

TOTAL: 1 CLIP FROM 1 DEPOSITION (RUNNING 00:23:31.307)
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